

# FALK & FISH

attachment to  
paper # 45

ROBERT HARDY FALK, P.C.  
RONALD C. FISH, P.C.

G BYRON JAMISON, SPECIAL COUNSEL

ATTORNEYS AND COUNSELORS  
INTELLECTUAL PROPERTY LAW

ATTORNEYS AT LAW  
A TEXAS LIMITED LIABILITY PARTNERSHIP  
CHATEAU PLAZA  
2515 MCKINNEY AVE, SUITE 1565  
DALLAS, TEXAS 75201  
TELEPHONE (214) 954-4400  
FACSIMILE (214) 969-5941  
Internet: <http://www.patent.net>  
EMail: [falk@patent.net](mailto:falk@patent.net)

OFFICES IN DALLAS, TEXAS  
AND SAN JOSE, CALIFORNIA

MAILING ADDRESS  
P.O. BOX 794748  
DALLAS, TEXAS 75379

March 9, 2001

**Via Federal Express**  
**Tracking No. 8245 5537 3140**

Examiner Stephen Funk  
United States Patent and Trademark  
Office Group 2854  
Room 9D35- Crystal Plaza IV  
Arlington, VA 22202

RECEIVED  
MAR 12 2001  
TECHNOLOGY CENTER 2800

Re: Reissue Application Serial No. 09/315,796 to Davis and Williamson  
Our File: WILL 2501

Dear Examiner Funk:

Enclosed please find an amendment cleaning up some of the claims recently submitted on January 26, 2001, plus some additional claims which are permissible under *Utler v. Hiranga*, 845 F.2d 993, 998, 6 USPQ2d 1709 (Fed. Cir. 1988).

We attach also the supporting Third Supplemental Joint Reissue Declaration. Finally, \*attached to this letter are the remaining PTO 1449 Form for the prior art which was attached to and made a part of Jim Taylor's expert report.

Let me know if you have any remaining questions. You may reach me on my cel phone at 217.773.6749.

Sincerely,

*Robert Hardy Falk*  
Robert Hardy Falk *Hmf*

RHF:tsmc  
Enclosure(s)

cc: John P. Pinkerton, Esq.

part of paper #45

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Reissue Application of:

**BILL L. DAVIS and JESSE S. WILLIAMSON**

For Reissue of U. S. Patent 5,630,363  
Issued May 20, 1997  
Serial No. 08/515,097

Filing Date: May 20, 1999

Serial No.: 09/315,796

For: **COMBINED LITHOGRAPHIC/  
FLEXOGRAPHIC PRINTING  
APPARATUS AND PROCESS**

Group Art Unit: 2854

Examiner: S. Funk  
J. Hilten

RECEIVED  
MAR 12 2001  
TECHNOLOGY CENTER 2800

CERTIFICATE OF SERVICE

I hereby certify that the following documents and things were served on Protestors' counsel by delivering true and correct copies thereof to the offices of Protestors' counsel by depositing in first class mail on the 9<sup>th</sup> day of March, 2001, addressed as follows:

William D. Harris, Jr.  
LOCKE LIDDELL & SAPP, LLP  
2200 Ross Ave., Suite 2200  
Dallas, Texas 75201

1. Third Supplemental Joint Reissue Declaration;
2. Third Supplemental Amendment Under 37 C.F.R. §1.111;
3. PTO Form 1449, Information Disclosure Statement; and
4. this Certificate of Service.

**FedEx** USA Airbill  
Express

FedEx Tracking Number **8245 5537 3140**

1 From This portion can be removed for Recipient's records.  
Date **3/9/01** FedEx Tracking Number **824555373140**  
Sender's Name **Robert H. Falk** Phone **214 979-3000**  
Company **WORSHAM FORSYTHE & WOOLDRIDGE**  
Address **1601 BRYAN ST FL 30** Dept./Floor/Suite/Room  
City **DALLAS** State **TX** ZIP **75201**  
2 Your Internal Billing Reference **4434-008000**  
3 To Recipient's Name **Examiner Stephen Funk** Phone  
Company **U.S. Patent & Trademark Ofc.**  
Address **Ofc Group 2854 - Room 9D35**  
**Crystal Plaza IV**  
City **Arlington** State **VA** ZIP **22202**



0165098803

SDA22  
Form ID No. **0215** Recipient's Copy

4a Express Package Service  
☒ FedEx Priority Overnight Next business morning  
☐ FedEx Standard Overnight Next business afternoon  
☐ FedEx First Overnight Earliest next business morning delivery to select locations  
☐ FedEx 2Day\* Second business day  
☐ FedEx Express Saver\* Third business day \*FedEx Envelope/Letter Rate not available Minimum charge: One pound rate

4b Express Freight Service  
☐ FedEx 1Day Freight\* Next business day  
☐ FedEx 2Day Freight Second business day  
☐ FedEx 3Day Freight Third business day  
\*Call for Confirmation \*Declared value limit \$500

5 Packaging  
☐ FedEx Envelope/Letter\* ☒ FedEx Pak\* ☐ Other Pkg Includes FedEx Box, FedEx Tube, and customer pkg

6 Special Handling  
SATURDAY Delivery Available only for FedEx Priority Overnight to select ZIP codes  
SUNDAY Delivery Available only for FedEx Priority Overnight to select ZIP codes  
Include FedEx address in Section 3  
HOLD Weekday at FedEx Location Not available with FedEx First Overnight  
HOLD Saturday at FedEx Location Available only for FedEx Priority Overnight and FedEx 2Day to select locations  
Does this shipment contain dangerous goods?  
☒ No One box must be checked  
☐ Yes As per attached Shipper's Declaration not required  
☐ Yes Shipper's Declaration not required  
Dry Ice Dry Ice 9, UN 1845 x kg  
☐ Cargo Aircraft Only

7 Payment Bill to: Enter FedEx Acct. No. or Credit Card No. below  
☒ Sender Acct. No. in Section 1 will be billed  
☐ Recipient  
☐ Third Party  
☐ Credit Card  
☐ Cash/Check  
Obtain Recp Acct. No.  
Total Packages **1** Total Weight **1** Total Charges  
Credit Card Auth

8 Release Signature Sign to authorize delivery without obtaining signature  
By signing you authorize us to deliver this shipment without obtaining a signature and agree to indemnify and hold us harmless from any resulting claims  
Questions? Visit our Web site at [www.fedex.com](http://www.fedex.com)  
or call 1-800-Go-FedEx (800)463-3339  
SPR 1000•Rev Date 7/00•Part #1526125•©1994-2000 FedEx•PRINTED IN U.S.A.

402